

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

BRENDA K. JOHNSON

§

VS.

§

CIVIL ACTION NO. 6:09cv34

COMMISSIONER,
SOCIAL SECURITY ADMINISTRATION

§

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States Magistrate Judge John D. Love. The Magistrate Judge presented for consideration the Magistrate Judge's Report, containing proposed findings of fact and recommendations for disposition. No objections were filed.


This Court finds that the Magistrate Judge's findings and conclusions are correct and adopts them as the Court's findings and conclusions. The Court therefore

ORDERS, ADJUDGES, and DECREES that this action is **REVERSED** and **REMANDED** for the Administration to make a proper determination of Plaintiff's IQ scores, on which the Administration can make a proper determination of whether Plaintiff established a § 12.05(C) listed impairment, and if not, then to proceed through the sequential analysis to make a

proper determination of whether Plaintiff is disabled;

ORDERS that all motions not previously ruled on are denied.

SIGNED this 17th day of March, 2010.



MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE